

EQUNCIL COMMUNICATION

AGENDA TITLE:

Council action to set for public hearing at the August 19, 1932 Council meeting the matter of zoning/rezoning of the Towne Ranch project (Assessors Parcel Numbers

029-030-01 and 029-030-42)

MEETING DATE:

August 5, 1992

PREPARED BY:

city Attorney

RECOMMENDED ACTION :

Set public hearing for consideration of an ordinance zoning/rezoning the Towne Rauch project (Assessors Parcel Nos. 025-030-01 and 029-030-42) R-2, as

recommended by the Planning Commission.

BACKGROUND :

At the Council meeting of July 15, 1992, it became apparent that Ordinance No. 1529, in which the Towne Ranch project was prezoned "R-1 and R-2", was defective. Although the Planning Commission voted to

recommend that the parcels be zoned completely R-2, the erroneous language "R-1 and R-2" somehow found its way into Ordinance 1529 which was then adopted on November 20, 1991 by the council.

Based on this error, it is now necessary that the Council repeal Ordinance 1529 and reenact another ordinance properly designating the property to be so zoned. In order to do so, a public hearing should be noticed pursuant to Government Code Section 65856.

Since the property has already been annexed to the City, it may be desirable to zone/rezone the land by way of an interim ordinance under Government Code Section 65858. This ordinance would become effective immediately upon adoption.

FUNDING: None required.

Respectfully submitted.

Bob McNatt City Attorney

BM/vc

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DECLARATION OF MAILING

On August 6, 1992 in the City of Lodi, San Loaquin County, California. I depositeo in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing in true and correct.

Executed on August 6, 1992. at Lodi, California

Alice M. Reimche City Clerk

Jennifer M. Perrin Deputy City Clerk

" CE OF PUBLIC HEARING

Date: August 19, 1992

Time: 7:30 p.m.

For information regarding this Public Hearing Please Contact:

Alice M. Reimche City Clerk Telephone: 333-6702

NOTICE OF PUBLIC HEARING August 19, 1992

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:30 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

a) Zoning/rezoning of the Towne Ranch project (APN's 029-330-01 and 029-030-42) R-2 as recommended by the Planning Commission.

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or In written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi Clty Council:

Alle M. Keimche Jice M. Reimche City Clerk

Dated: August 5, 1992

Mutal

Approved as to form:

Bobby W. McNatt City Attorney

N CE OF PUBLIC HEARING

Date: August 19, 1392

Time. 7:30 p.m.

For information regarding this Public Hearing Please Contact:

Alice M. Reimche
City Clerk
Telephone: 333.6702

CONTINUED

NOTICE OF PUBLIC HEARING

August 19, 1992

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:30 p.m., or as soon thereafter as the matter may be heard. the City Council will conduct a continued public hearing to consider the following matter:

a) Appeal of **Edie** Houston, 611 Glen Oak Drive, **Lodi** regarding the Planning Commission's approval of the tentative map of the **Towne** Ranch Development located at the southwest corner of Turner Road and Lower Sacramento

All interested persons are invited to **present** their views and comments on this matter. Written statements may be filed with the City Clerk at any time **prior** to the hearing scheduled **herein**, and oral Statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:

Alice M. Reiniche

City Clerk

Dated: August 6, 1992

Approved as to form:

Bobby W. McNahlectical City Attorney

NEUHARTH NORTH ADDITION. MAILING LIST EXHIBIT B

James B. Schroeder Community Development Director Bobby W. McNatt City Attorney

(See attached mailing list)

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₹.E. Mendez
‡18 Black Oak Way
podi, CA 95242

Resident
Res

isi Madrone Court Lodi, CA 95242

Fric Hodel 3007 Rosewood Drive Lodi, CA 95242

\nne Gorman \varphi
138 Cork Oak Way
Lodi, CA 95242

Resident 1528 Cottonwood Drive Lodi, CA 95242

loseph Velica 2558 Cottonwood Drive Godi, CA 95242

Idie Houston
11 Glen-Oak Way
odi, CA 95242

Arlith Howard / 502 Santee Court Lodi, CA 95242

Mike Kaminski 317 Evergreen Drive Lodi, CA 95242

Maureen Karczewski 2933 Park Oak Drive Lodi, CA 95242

Will Peterson 3001 Rosewood Drive Lodi, CA 95242

John Loopz v 511 Acorn Way Lodi, CA 95242

Evelyn R. Thomas, 2535 Cottonwood Drive Lodi, CA 95242

Michael Kahl 3006 white Oak Way Lodi, CA 95242

Spencer Poore 306 Evergreen Drive Lodi, CA 95242

Auch contract

Earl McOmber 2805 Park Oak Drive Lodi. CA 95242

Don DeWill 301 So. White Oak Way Lodi, CA 95242

Donald Krum 425 Evergreen Drive Lodi. CA 95242

Charm Mathis 2656 Parkwest Drive Lodi. CA 95242

George Themoleas 2741 Madrone Drive Lodi. CA 95142

P.E. Rivera/ 2553 Cottonwood Drive Lodi CA 95242

Stan Meicher 509 Black Oak Way Lodi, CA 95242

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